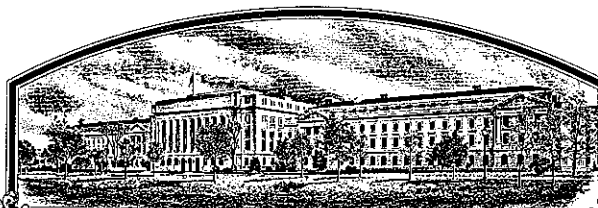


No.

8300025



# THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

## North American Plant Breeders

Whereas, THERE HAS BEEN PRESENTED TO THE  
Secretary of Agriculture

AN APPLICATION REQUESTING A CERTIFICATE OF PROTECTION FOR AN ALLEGED NOVEL VARIETY OF SEXUALLY REPRODUCED PLANT, THE NAME AND DESCRIPTION OF WHICH ARE CONTAINED IN THE APPLICATION AND EXHIBITS, A COPY OF WHICH IS HEREUNTO ANNEXED AND MADE A PART HEREOF, AND THE VARIOUS REQUIREMENTS OF LAW IN SUCH CASES MADE AND PROVIDED HAVE BEEN COMPLIED WITH, AND THE TITLE THERETO IS, FROM THE RECORDS OF THE PLANT VARIETY PROTECTION OFFICE, IN THE APPLICANT(S) INDICATED IN THE SAID COPY, AND WHEREAS, UPON DUE EXAMINATION MADE, THE SAID APPLICANT(S) IS (ARE) ADJUDGED TO BE ENTITLED TO A CERTIFICATE OF PLANT VARIETY PROTECTION UNDER THE LAW.

NOW, THEREFORE, THIS CERTIFICATE OF PLANT VARIETY PROTECTION IS TO GRANT UNTO THE SAID APPLICANT(S) AND THE SUCCESSORS, HEIRS OR ASSIGNS OF THE SAID APPLICANT(S) FOR THE TERM OF *eighteen* YEARS FROM THE DATE OF THIS GRANT, SUBJECT TO THE PAYMENT OF THE REQUIRED FEES AND PERIODIC REPLENISHMENT OF VIABLE BASIC SEED OF THE VARIETY IN A PUBLIC REPOSITORY AS PROVIDED BY LAW, THE RIGHT TO EXCLUDE OTHERS FROM SELLING THE VARIETY, OR OFFERING IT FOR SALE, OR REPRODUCING IT, IMPORTING IT, OR EXPORTING IT, OR USING IT IN PRODUCING A HYBRID OR DIFFERENT VARIETY THEREFROM, TO THE EXTENT PROVIDED BY THE PLANT VARIETY PROTECTION ACT 1930, AS AMENDED, 7 U.S.C. 2321 ET SEQ.)

SOYBEAN

'HP 3033S'



In Testimony Whereof, I have hereunto set  
my hand and caused the seal of the Plant  
Variety Protection Office to be affixed  
at the City of Washington  
this 27th day of January in  
the year of our Lord one thousand nine  
hundred and eighty-four.

Attest:

*Kenneth H. Evans*  
Commissioner  
Plant Variety Protection Office  
Grain Division  
Agricultural Marketing Service

*John R. Block*  
Secretary of Agriculture

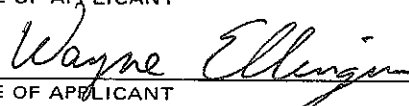
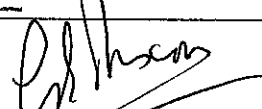
U.S. DEPARTMENT OF AGRICULTURE  
AGRICULTURAL MARKETING SERVICE  
LIVESTOCK, MEAT, GRAIN & SEED DIVISION

FORM APPROVED: OMB NO. 0581-0005

**APPLICATION FOR PLANT VARIETY PROTECTION CERTIFICATE**

(Instructions on reverse)

No certificate for plant variety protection may be issued unless a completed application form has been received (5 U.S.C. 553).

<b>1. NAME OF APPLICANT(S)</b> North American Plant Breeders		<b>2. TEMPORARY DESIGNATION</b>  		<b>3. VARIETY NAME</b> HP 3033S					
<b>4. ADDRESS (Street and No. or R.F.D. No., City, State, and Zip Code)</b> 5201 Johnson Drive P.O. Box 2955 Mission, Kansas 66205		<b>5. PHONE (Include area code)</b> (913) 384-4940		<b>FOR OFFICIAL USE ONLY</b> <b>PVPO NUMBER</b> 8300025					
<b>6. GENUS AND SPECIES NAME</b> <u>Glycine max</u>		<b>7. FAMILY NAME (Botanical)</b> Leguminosae		<b>FILING</b> DATE <u>12/29/82</u> TIME <u>1:30</u> <input type="checkbox"/> A.M. <input checked="" type="checkbox"/> P.M.					
<b>8. KIND NAME</b> Soybean		<b>9. DATE OF DETERMINATION</b> January 1975		<b>FEES RECEIVED</b> AMOUNT FOR FILING \$ <u>1,000</u> DATE <u>12/29/82</u> AMOUNT FOR CERTIFICATE \$ <u>500.00</u> DATE <u>1/4/84</u>					
<b>10. IF THE APPLICANT NAMED IS NOT A "PERSON," GIVE FORM OF ORGANIZATION (Corporation, partnership, association, etc.)</b> Partnership				<b>12. DATE OF INCORPORATION</b>  					
<b>11. IF INCORPORATED, GIVE STATE OF INCORPORATION</b>  									
<b>13. NAME AND ADDRESS OF APPLICANT REPRESENTATIVE(S), IF ANY, TO SERVE IN THIS APPLICATION AND RECEIVE ALL PAPERS</b> <table style="width:100%;"> <tr> <td style="width:50%;">           Mr. Giles E. Dixon            North American Plant Breeders            P. O. Box 2955            Mission, KS 66201         </td> <td style="width:50%;">           Dr. Wayne R. Ellingson            North American Plant Breeders            R.R. 2, Hwy 30 East            Ames, IA 50010         </td> </tr> </table>						Mr. Giles E. Dixon North American Plant Breeders P. O. Box 2955 Mission, KS 66201	Dr. Wayne R. Ellingson North American Plant Breeders R.R. 2, Hwy 30 East Ames, IA 50010		
Mr. Giles E. Dixon North American Plant Breeders P. O. Box 2955 Mission, KS 66201	Dr. Wayne R. Ellingson North American Plant Breeders R.R. 2, Hwy 30 East Ames, IA 50010								
<b>14. CHECK APPROPRIATE BOX FOR EACH ATTACHMENT SUBMITTED</b> <table style="width:100%;"> <tr> <td style="width:50%;">           a. <input checked="" type="checkbox"/> Exhibit A, Origin and Breeding History of the Variety (See Section 52 of the Plant Variety Protection Act.)         </td> <td style="width:50%;">           c. <input checked="" type="checkbox"/> Exhibit C, Objective Description of the Variety (Request form from Plant Variety Protection Office.)         </td> </tr> <tr> <td>           b. <input checked="" type="checkbox"/> Exhibit B, Novelty Statement         </td> <td>           d. <input type="checkbox"/> Exhibit D, Additional Description of the Variety         </td> </tr> </table>						a. <input checked="" type="checkbox"/> Exhibit A, Origin and Breeding History of the Variety (See Section 52 of the Plant Variety Protection Act.)	c. <input checked="" type="checkbox"/> Exhibit C, Objective Description of the Variety (Request form from Plant Variety Protection Office.)	b. <input checked="" type="checkbox"/> Exhibit B, Novelty Statement	d. <input type="checkbox"/> Exhibit D, Additional Description of the Variety
a. <input checked="" type="checkbox"/> Exhibit A, Origin and Breeding History of the Variety (See Section 52 of the Plant Variety Protection Act.)	c. <input checked="" type="checkbox"/> Exhibit C, Objective Description of the Variety (Request form from Plant Variety Protection Office.)								
b. <input checked="" type="checkbox"/> Exhibit B, Novelty Statement	d. <input type="checkbox"/> Exhibit D, Additional Description of the Variety								
<b>15. DOES THE APPLICANT(S) SPECIFY THAT SEED OF THIS VARIETY BE SOLD BY VARIETY NAME ONLY AS A CLASS OF CERTIFIED SEED? (See Section 83(a) of the Plant Variety Protection Act.)</b> <input type="checkbox"/> Yes (If "Yes," answer items 16 and 17 below) <input checked="" type="checkbox"/> No									
<b>16. DOES THE APPLICANT(S) SPECIFY THAT THIS VARIETY BE LIMITED AS TO NUMBER OF GENERATIONS?</b> <input type="checkbox"/> Yes <input type="checkbox"/> No			<b>17. IF "YES" TO ITEM 16, WHICH CLASSES OF PRODUCTION BEYOND BREEDER SEED?</b> <input type="checkbox"/> Foundation <input type="checkbox"/> Registered <input type="checkbox"/> Certified						
<b>18. DID THE APPLICANT(S) FILE FOR PROTECTION OF THE VARIETY IN THE U.S. OR OTHER COUNTRIES?</b> <input type="checkbox"/> Yes (If "Yes," give names of countries and dates) <input checked="" type="checkbox"/> No									
<b>19. HAVE RIGHTS BEEN GRANTED IN THE U.S. OR OTHER COUNTRIES?</b> <input type="checkbox"/> Yes (If "Yes," give names of countries and dates) <input checked="" type="checkbox"/> No									
<b>20. The applicant(s) declare(s) that a viable sample of basic seeds of this variety will be furnished with the application and will be replenished upon request in accordance with such regulations as may be applicable.</b> The undersigned applicant(s) is (are) the owner(s) of this sexually reproduced novel plant variety, and believe(s) that the variety is distinct, uniform, and stable as required in Section 41, and is entitled to protection under the provisions of Section 42 of the Plant Variety Protection Act. Applicant(s) is (are) informed that false representation herein can jeopardize protection and result in penalties.									
<b>SIGNATURE OF APPLICANT</b> 				<b>DATE</b> <u>11/8/82</u>					
<b>SIGNATURE OF APPLICANT</b> 				<b>DATE</b> <u>11-24-82</u>					

## "EXHIBIT A"

## Origin and Breeding History of 'HP 3033S'

1. HP 3033S originated in Iowa from a hand pollinated cross of 'Marshall' x 'Agripro 26'. The cross was made during the summer of 1972. The F<sub>1</sub> and F<sub>3</sub> generations were grown in a Puerto Rico winter nursery during the winter of 1972-73 and 1973-74. The F<sub>2</sub> and F<sub>4</sub> generations were grown in Iowa in 1973 and 1974. Early generations were advanced using a modified single seed descent technique. Single plants of the cross were selected and planted in Iowa during the summer of 1975. HP 3033S was F<sub>4</sub> derived.

2. In 1978, single plants of the variety were reselected and grown in progeny rows in 1979. Only rows conforming to a standard were harvested and bulked.

The genetic make-up of the variety was stabilized in the fifth generation (1974). The variety has remained stable and the sole purpose for reselection was for beginning multiplication for commercial seed stock production. The variety is essentially not changed, but only mixtures removed that have occurred during the two years of yield trials.

3. HP 3033S has been in yield trials since 1977. Ordinarily it would have entered tests in 1976, but due to budget constraints, we held the variety in cold storage that year. See attached for 1977-81 data. HP 3033S has only been tested under one experimental designation, EX 1051.
4. Discernible variants are not an inherent component of the variety.

OBJECTIVE DESCRIPTION OF VARIETY  
SOYBEAN (GLYCINE MAX)

INSTRUCTIONS: See Reverse.

NAME OF APPLICANT(S) North American Plant Breeders	FOR OFFICIAL USE ONLY PVPO NUMBER 8300025
ADDRESS (Street and No., or R.F.D. No.; City, State, and ZIP Code) 5201 Johnson Drive P.O. Nox 2955 Mission, KS 66205	VARIETY NAME OR TEMPORARY DESIGNATION HP 3033S(EX 1051)

Place the appropriate number that describes the varietal character of this variety in the boxes below.

1. SEED SHAPE:

☒ 4 1 = SPHERICAL 2 = SPHERICAL FLATTENED 3 = ELONGATE 4 = OTHER (Specify) ELONGATE FLATTENED *R/S 4/7/83*

2. SEED COAT COLOR:

☒ 1 1 = YELLOW 2 = GREEN 3 = BROWN 4 = BLACK 5 = OTHER (Specify) 2 1 = LIGHT 2 = MEDIUM 3 = DARK

3. SEED COAT LUSTER:

☒ 2 1 = DULL 2 = SHINY

4. SEED SIZE

☒ 2 ☒ 2 GRAMS PER 100 SEEDS

5. HILUM COLOR:

☒ 5 1 = BUFF 2 = YELLOW 3 = BROWN 4 = GRAY 5 = IMPERFECT BLACK 6 = BLACK 7 = OTHER (Specify) 2 1 = LIGHT 2 = MEDIUM 3 = DARK

6. COTYLEDON COLOR:

☒ 2 1 = YELLOW 2 = GREEN

7. LEAFLET SIZE (See Reverse):

☒ 3 1 = SMALL 2 = MEDIUM 3 = LARGE

8. LEAFLET SHAPE:

☒ 1 1 = OVATE 2 = OBLONG 3 = LANCEOLATE 4 = ELLIPTICAL 5 = OTHER (Specify)

9. LEAF COLOR (See reverse):

☒ 2 1 = LIGHT GREEN 2 = MEDIUM GREEN 3 = DARK GREEN

10. FLOWER COLOR:

☒ 2 1 = WHITE 2 = PURPLE 3 = OTHER (Specify)

11. POD COLOR:

☒ 1 1 = TAN 2 = BROWN 3 = BLACK

12. POD SET:

☒ 1 1 = SCATTERED 2 = CONCENTRATED

13. PLANT PUBESCENCE COLOR:

☒ 1 1 = GRAY 2 = BROWN 3 = OTHER (Specify)

SHADE:

☒ 2 1 = LIGHT 2 = MEDIUM 3 = DARK

14. PLANT TYPES (See Reverse):

☒ 2 1 = SLENDER 2 = BUSHY 3 = INTERMEDIATE

15. PLANT HABIT:

☒ 2 1 = DETERMINATE 2 = INDETERMINATE 3 = OTHER (Specify)

16. HYPOCOTYL COLOR:

☒ 2 1 = GREEN 2 = PURPLE

17. SEED PROTEIN: Not Required

☐ 1 = A 2 = B

18. NUMBER OF DAYS TO FLOWERING

(Place a zero in first box (e.g. 0 9) when days are 9 or less.)

☐ 5 ☐ 2

19. MATURITY GROUP:

☒ 4 1 = 00 2 = 0 3 = I 4 = II 5 = III 6 = IV 7 = V 8 = VI 9 = VII 10 = VIII

20. SIZE OF 10 DAY OLD SEEDLING GROWN UNDER CONSTANT LIGHT (Growth Chamber) AT 25° C. (Place a zero in first box (e.g. 0 2) when size is 9 mm. or less.)

☐ ☐ ☐ MM. LENGTH OF SEEDLING ☐ ☐ ☐ MM. LENGTH OF COTYLEDON ☐ ☐ ☐ MM. WIDTH OF COTYLEDON

21. DISEASE: (Enter 0 = Not Tested; 1 = Susceptible; 2 = Resistant)

<input type="checkbox"/> 0 BACTERIAL PUSTULE	<input type="checkbox"/> 0 SOYBEAN CYST	<input type="checkbox"/> 0 DOWNY MILDEW	<input type="checkbox"/> 0 PURPLE STAIN	<input type="checkbox"/> 0 POD AND STEM BLIGHT	<input type="checkbox"/> 0 ROOT KNOT
<input type="checkbox"/> 0 FROGEYE	<input type="checkbox"/> 0 STEM CANKER	<input checked="" type="checkbox"/> 2 PHYTO-PHTHORA	<input type="checkbox"/> 0 BROWN STEM ROT	<input type="checkbox"/> 0 TARGET SPOT	<input type="checkbox"/> 0 BROWN SPOT
<input type="checkbox"/> 0 BUD BLIGHT	<input type="checkbox"/> 0 WILDFIRE	<input type="checkbox"/> 0 RHIZOCTONIA ROT	<input type="checkbox"/> 0 OTHER (Specify)		

8300025

FORM GR-470-2 (REVERSE)

## 22. INDICATE WHICH VARIETY MOST CLOSELY RESEMBLES THAT SUBMITTED.

CHARACTER	NAME OF VARIETY	CHARACTER	NAME OF VARIETY
Plant shape	Marshall	Petiole angle	Agripro 26
Leaf shape	Mitchell	Seed size	Marshall
Leaf color	Agripro 20	Seed shape	Agripro 26
Leaf surface	Marshall	Seedling pigmentation	Agripro 26

## 23. GIVE DATA FOR SUBMITTED AND SIMILAR STANDARD VARIETY:

VARIETY	NO. OF DAYS TO MATURITY	LODGING SCORE	PLANT HEIGHT	LEAF SIZE		CONTENT		AVERAGE NO. OF PODS PER PLANT	IODINE NO.
				Width	Length	Protein	Oil		
Submitted	125	1.5	40 in	9.1cm	12.0cm		%	33	ND
Name of similar variety Agripro 26	130	1.8	42 in	9.0cm	12.3cm			36	ND

## INSTRUCTIONS

**GENERAL:** The following publications may be used as a reference aid for completing this form:

1. Scott, Walter O. and Samuel R. Aldrich, 1970, Modern Soybean Production, The Farmer Quarterly.
2. Norman, A. G., 1963, The Soybean: Genetics, Breeding, Physiology, Nutrition, Management.
3. McKie, J. W., and K. L. Anderson, 1970, The Soybean Book.

**LEAF COLOR:** Nickerson's or any recognized color fan may be used to determine the leaf color of the described variety. The following Soybean varieties may be used as a guide to identify the colors listed on the form.

COLOR	VARIETY
Light Green	"Ada"
Medium Green	"Wilkin"
Dark Green	"Swift"

**LEAF SIZE:** The following varieties may be used as a guide to identify the relative size leaves.

SIZE	VARIETY
Small	"Amsoy"
Medium	"Bonus"
Large	"Anoka"

**PLANT TYPE:** The following varieties may be used as a guide to identify the plant type.

TYPE	VARIETY
Slender	"Vansoy"
Intermediate	"Wirth"
Bushy	"Adelphia"

NNS 1051 - 75

A. Summary

- Group II (similar to Beeson)
- Average standability
- Good emergence score (2.0)\*
- Average shattering resistance (2.8)\*
- Good PRR field resistance (2.8)\*
- Purple flowers
- Gray pubescence
- Imperfect black hilum
- Purple hypocotyle color
- Shiny seed coat luster
- Large seed size (2180 seed/pound)

Variety	1980 Average (NAPB)				1981 NAPB Data Summary			
	Wide Row	Narrow Row	1979-1980 Average	Variety	Maturity	Height	Lodging	Wide Row
'HP 3033s' EX 1051	48.9	46.6	48.6	'HP 3033s' EX 1051	9-23	40	2.8	45.7
Ansoy 71	44.0	44.8	45.0	A2858	9-20	34	2.9	42.9
Agripro 20	43.7	40.3	45.0	Century	9-20	38	2.3	43.3
Beeson	-	-	-	Agripro 25	9-26	40	2.4	43.9
Agripro 25	52.1	48.8	50.5					

B. NAPB - Yield by Location - Wide Rows (30 inch)

Variety	1977				1978				1979				1980			
	Peoria IL	Peoria IL	Brookston IN	Wauseon OH	1978 IL	1978 IN	1978 OH	1978 IA	1979 IL	1979 IN	1979 IA	1979 OH	1980 NE	1980 IA	1980 IL	1980 GA
'HP 3033s' EX 1051	55.9	55.4	42.2	49.9	44.8	44.2	47.0	43.5	57.2	48.9	42.7	50.3	57.6	48.8	44.5	
Ansoy 71	-	-	-	-	44.2	-	-	43.4	52.1	44.6	43.0	48.5	53.6	44.0	41.8	
Agripro 20	-	-	-	-	47.0	-	-	46.4	54.4	48.8	47.0	51.7	53.0	40.8	40.0	
Beeson	-	46.3	38.9	47.8	43.0	38.9	47.8	41.7	53.2	47.1	44.6	45.6	-	-	-	
Agripro 25	55.4	46.4	38.1	51.0	43.3	38.1	51.0	49.0	55.3	53.9	45.1	53.6	55.9	51.5	48.6	
LSD (.05)	4.2	4.6	4.6	4.7	3.7	4.6	4.4	4.6	4.4	4.2	7.2	6.5	7.6	5.8	5.6	
Mean	44.7	39.2	39.2	47.1	44.4	39.2	47.1	49.1	55.1	48.1	45.1	50.2	55.0	46.3	43.7	

\* Scored on a 1-5 basis, 1=best

8300025

8300025

D. University Trials - 1981

Variety	Iowa State University		Ohio State University		
	Central*		Western	N. Western	PRR
EX 1051	56.5		45.4	29.8	41.1
Ansoy 71	50.4		-	-	-
Century	53.5		-	-	-
Pella	-		52.4	26.5	38.0
Agripro 25	-		52.3	27.8	-
LSD (.05)	4.5		6.3	5.1	3.3
Mean	57.4		55.1	25.1	40.7

Ken:

PV# 83-25

For Seaca Revert.

I cannot find the  
seed sub-sample.However I examined the  
seeds & found them to  
agree with the application  
description. (See my Seaca  
note-wp.) Seed was sent  
to Fort Collins.

Bob 11/4/83

NNS 1051 - 75  
Page 2

B. NAPB - Yield by Location - Wide Rows (30 inch) - continued

Variety	1980 Oskaloosa IA	1980 Brookston IN	1980 Wauseon OH	1981 Clarksville OH	1981 Urbana IL	1981 Danville IN	1981 Oskaloosa IA	1981 Van Wert IA
EX 1051	47.1	48.0	47.3	51.6	37.0	46.6	39.1	54.2
Amsoy 71	41.8	37.9	44.8	38.2	44.9	44.9	33.8	53.0
Agripro 20	39.6	40.2	48.6	34.0	43.9	50.0	37.7	50.9
Beeson	-	-	-	36.1	51.4	43.6	39.5	49.0
Agripro 25	50.4	54.2	51.8	10.5	8.8	NS	4.8	7.7
LSD (.05)	5.9	6.5	7.9	45.5	44.0	48.3	41.1	47.4
Mean	44.7	45.1	48.1					
Variety	EX 1051							
	A2858							
	Century							
	Agripro 25							
	LSD (.05)							
	Mean							

C. NAPB - Yield by Location - Narrow Rows (7½ inch)

Variety	1980 Tekamah NE	1980 Ames IA	1980 Galesburg IL	1980 Oskaloosa IA
EX 1051	41.9	56.7	42.2	45.5
Amsoy 71	39.1	53.2	39.5	47.4
Agripro 20	39.6	47.9	38.1	35.5
Beeson	-	-	-	-
Agripro 25	44.1	54.9	48.7	47.5
LSD (.05)	6.2	6.5	7.6	6.6
Mean	41.2	53.2	42.1	44.0



## "EXHIBIT B"

Novelty is based on the unique combination of the following characters:

'HP 3033S' is most similar to the variety 'Agripro 26'. However, HP 3033S differs from Agripro 26 in maturity and pod color.

1. HP 3033S is Group II maturity where Agripro 26 is Group III.
2. HP 3033S has tan pods where Agripro 26 has brown.

BILL OF SALE AND ASSIGNMENT

KNOW ALL MEN BY THESE PRESENTS that AGRIPRO BIOSCIENCES INC., a Delaware corporation (hereinafter referred to as "Seller"), pursuant to that certain Asset Purchase Agreement of even date herewith by and between Seller and AGR ACQUISITION CORPORATION, a Delaware corporation (hereinafter referred to as "Buyer") and for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, does hereby grant, bargain, sell, assign, convey and deliver unto Buyer, all of Seller's right, title and interest in and to the plant varieties owned/registered by Seller and more particularly set forth on Exhibit A attached hereto for which PVP Certificates have been issued by or may be pending before the U. S. Department of Agriculture.

TO HAVE AND TO HOLD UNTO PURCHASER, its successors and assigns forever.

IN WITNESS WHEREOF, Seller has executed this Bill of Sale and Assignment as of the 30th day of June, 1994.

AGRIPRO BIOSCIENCES INC.

BY: W. A. Zama  
Title: President

STATE OF KANSAS, COUNTY OF JOHNSON

Before me, the undersigned, a Notary Public of the State and County aforesaid, personally appeared W. A. ZAMA with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence) and who, upon oath, acknowledged himself to be the PRESIDENT of Agripro Biosciences Inc., the within named bargainor, a corporation, and that he as such PRESIDENT, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by himself as PRESIDENT.

WITNESS my hand and Notarial Seal at office the day and year above written.

Alma M. Weaver  
Notary Public

My Commission Expires:

June 22, 1998

ALMA M. WEAVER  
NOTARY PUBLIC  
STATE OF KANSAS

My Appt. Exp.

June 22, 1998

Office of the Secretary of State

---

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "AGR ACQUISITION CORPORATION", CHANGING ITS NAME FROM "AGR ACQUISITION CORPORATION" TO "AGRIPRO SEEDS, INC.", FILED IN THIS OFFICE ON THE THIRTIETH DAY OF JUNE, A.D. 1994, AT 4:30 O'CLOCK P.M.

A CERTIFIED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS FOR RECORDING.



*Edward J. Freel*

---

SECRETARY OF STATE  
AUTHENTICATION:

7169071

DATE:

07-01-94

2394087 8100

944121584

06/30/94 14:25

0913 384 0208

ABI SHAWNEE MSN

002/002

CERTIFICATE OF AMENDMENT  
OF  
CERTIFICATE OF INCORPORATION  
OF  
AGR ACQUISITION CORPORATION

AGR Acquisition Corporation, a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware,

DOES HEREBY CERTIFY:

FIRST: that the Board of Directors of said corporation, by the unanimous written consent of its members filed with the minutes of the Board, adopted a resolution proposing and declaring advisable the following amendment to the Certificate of Incorporation of said corporation:

RESOLVED, that the Certificate of Incorporation of this corporation be amended by changing the Article thereof numbered "ARTICLE I" so that, as amended, said Article shall be and read as follows:

"ARTICLE I

Name

The name of the corporation (hereinafter called the 'Corporation') is Agripro Seeds, Inc."

SECOND: That in lieu of a meeting and vote of stockholders, the sole shareholder of the corporation has given unanimous written consent to said amendment in accordance with the provisions of Section 228 of the General Corporation Law of the State of Delaware.

THIRD: That the aforesaid amendment was duly adopted in accordance with the applicable provisions of Sections 242 and 228 of the General Corporation Law of the State of Delaware.

FOURTH: That the capital of said corporation shall not be reduced under or by reason of said amendment.

IN WITNESS WHEREOF, said AGR Acquisition Corporation has caused this certificate to be signed by Gary T. Hancock, its President, and attested by Ann Steelman, its Secretary, this 30<sup>th</sup> day of June, 1994.

AGR ACQUISITION CORPORATION

BY:

Gary T. Hancock  
Gary T. Hancock, President

ATTEST:

BY:

Ann Steelman  
Ann Steelman, Secretary